

communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Room on official business days between the hours of 10 a.m. and 3 p.m. Copies of such filing also will be available for inspection and copying at the principal office of the Exchange. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR-NYSEArca-2009-11 and should be submitted on or before March 24, 2009.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.¹⁰

Florence E. Harmon,

Deputy Secretary.

[FR Doc. E9-4378 Filed 3-2-09; 8:45 am]

BILLING CODE 8011-01-P

SMALL BUSINESS ADMINISTRATION

[Disaster Declaration #11643 and #11644]

Kentucky Disaster Number KY-00019

AGENCY: Small Business Administration.

ACTION: Amendment 1.

SUMMARY: This is an amendment of the Presidential declaration of a major disaster for Public Assistance Only for the Commonwealth of Kentucky (FEMA-1818-DR), dated 02/05/2009.

Incident: Severe Winter Storm and Flooding.

Incident Period: 01/26/2009 through 02/13/2009.

Effective Date: 02/13/2009.

Physical Loan Application Deadline Date: 04/06/2009.

Economic Injury (EIDL) Loan Application Deadline Date: 11/05/2009.

ADDRESSES: Submit completed loan applications to: U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

FOR FURTHER INFORMATION CONTACT: A. Escobar, Office of Disaster Assistance, U.S. Small Business Administration, 409 3rd Street, SW., Suite 6050, Washington, DC 20416.

SUPPLEMENTARY INFORMATION: The notice of the President's major disaster declaration for Private Non-Profit

organizations in the Commonwealth of Kentucky, dated 02/05/2009, is hereby amended to establish the incident period for this disaster as beginning 01/26/2009 and continuing through 02/13/2009.

All other information in the original declaration remains unchanged.

(Catalog of Federal Domestic Assistance Numbers 59002 and 59008)

Herbert L. Mitchell,

Associate Administrator for Disaster Assistance.

[FR Doc. E9-4440 Filed 3-2-09; 8:45 am]

BILLING CODE 8025-01-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Notice of Availability of Finding of No Significant Impact/Record of Decision (FONSI/ROD), Written Reevaluation With Respect to New Information Concerning Section 4(f) Mitigation Measures, and Supplemental Department of Transportation Act Section 4(f) Determination for the Runway 6-24 Extension Project, Erie International Airport, Erie, PA

AGENCY: Federal Aviation Administration, DOT.

ACTION: Notice.

SUMMARY: The Federal Aviation Administration (FAA) is issuing this notice to advise the public that it is making available a FONSI/ROD, a Written Reevaluation of New Information Concerning Section 4(f) Mitigation Measures, and a Supplemental Section 4(f) Determination, effective February 4, 2009, for the proposed extension of Runway 6-24 at Erie International Airport (ERI), Tom Ridge Field, Erie, Pennsylvania.

SUPPLEMENTARY INFORMATION: The FAA has completed and issued its Finding of No Significant Impact/Record of Decision (FONSI/ROD) for the Reevaluation of the Environmental Assessment (EA) for the Proposed Extension of Runway 6-24 at Erie International Airport, Tom Ridge Field, Erie, Pennsylvania dated October 2005 and the Erie International Airport, Tom Ridge Field, Section 4(f) Report dated July 2005. The Written Reevaluation was required as a result of new information concerning the Section 4(f) mitigation measures for the project impacts to the Millcreek Golf Course and Learning Center in Millcreek Township. The purpose of the FONSI/ROD and Written Reevaluation was to

evaluate potential environmental impacts resulting from the proposed changes in the Section 4(f) mitigation measures for the Millcreek Golf Course and Learning Center.

Copies of the FONSI/ROD and related documents are available for review by appointment only at the following locations.

Please call to make arrangements for viewing:

Federal Aviation Administration
Harrisburg Airports District Office,
3905 Hartzdale Drive, Suite 508,
Camp Hill, PA 17011, (717) 730-2830
and
Erie Regional Airport Authority, 4411
W. 12th Street, Erie, PA 16505-3091,
(814) 833-4258.

FOR FURTHER INFORMATION CONTACT:

Edward S. Gabsewics, CEP,
Environmental Protection Specialist,
Federal Aviation Administration,
Harrisburg Airports District Office, 3905
Hartzdale Drive, Suite 508, Camp Hill,
PA 17011, Telephone 717-730-2832.

Issued in Camp Hill, Pennsylvania,
February 4, 2009.

Lori K. Pagnanelli,

Manager, Harrisburg Airports District Office.

[FR Doc. E9-4366 Filed 3-2-09; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Notice of Opportunity for Public Comment on Surplus Property Release at Gulfport Biloxi International Airport, Gulfport, MS

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of intent to rule on land release request.

SUMMARY: Under the provisions of Title 49, U.S.C. 47153(c), notice is being given that the FAA is considering a request from the Gulfport Biloxi Regional Airport Authority (GBRAA) to waive the requirement that a 0.84-acre parcel of surplus property, located at the Gulfport Biloxi International Airport, be used for aeronautical purposes.

DATES: Comments must be received on or before April 2, 2009.

ADDRESSES: Comments on this notice may be mailed or delivered in triplicate to the FAA at the following address: Jackson Airports District Office, 100 West Cross Street, Suite B, Jackson, MS 39208-2307.

In addition, one copy of any comments submitted to the FAA must be mailed or delivered to Mr. Bruce

¹⁰ 17 CFR 200.30-3(a)(12).

Frallic, Airport Executive Director at the following address: Gulfport-Biloxi Regional Airport Authority, 14035-L Airport Road, Gulfport, MS 39503.

FOR FURTHER INFORMATION CONTACT: William Schuller, Program Manager, Jackson Airports District Office, 100 West Cross Street, Suite B, Jackson, MS 39208-2307, (601) 664-9883. The land release request may be reviewed in person at this same location.

SUPPLEMENTARY INFORMATION: The FAA is reviewing a request by the Gulfport Biloxi Regional Airport Authority to release 0.84 acres of surplus property at the Gulfport-Biloxi International Airport. The property will be purchased by the City of Gulfport, which is a municipality. The property fronts Airport Boulevard and will be used for widening an intersection on Airport Boulevard. The net proceeds from the sale of this property will be used for airport purposes.

Any person may inspect the request in person at the FAA office listed above under **FOR FURTHER INFORMATION**

CONTACT. In addition, any person may, upon request, inspect the request, notice and other documents germane to the request in person at the office of the Gulfport-Biloxi Regional Airport Authority.

Issued in Jackson, Mississippi, on February 23, 2009.

Rans D. Black,

Manager, Jackson Airports District Office, Southern Region.

[FR Doc. E9-4345 Filed 3-2-09; 8:45 am]

BILLING CODE 4910-13-P

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

Environmental Impact Statement: Chautauqua County, NY

AGENCY: Federal Highway Administration (FHWA), DOT.

ACTION: Revised notice of intent.

SUMMARY: The FHWA is issuing this revised notice to advise the public that FHWA will not be preparing an Environmental Impact Statement (EIS) for the proposed Millennium Parkway project in Chautauqua County, New York. A Notice of Intent to prepare an EIS was published in the **Federal Register** on December 27, 2007.

FOR FURTHER INFORMATION CONTACT: Jeffrey W. Kolb, Division Administrator, Federal Highway Administration, New York Division, Leo W. O'Brien Federal Building, 9th Floor, Clinton Avenue and North Pearl Street, Albany, New York 12207, Telephone: (518) 431-4127.

Or

Alan E. Taylor, Regional Director, NYSDOT Region 5; 100 Seneca Street, Buffalo NY 14203, Telephone: 716-847-3238.

Or

George P. Spanos, P.E., Director, CCDPF, 454 North Work Street, Falconer, New York 14733, Telephone: (716) 661-8400.

SUPPLEMENTARY INFORMATION: The FHWA, in cooperation with the New York State Department of Transportation (NYSDOT), and Chautauqua County Department of Public Facilities (CCDPF) will not prepare an EIS as previously intended on a proposal to progress the construction of the Millennium Parkway in Chautauqua County, New York. The purpose of the Millennium Parkway Project is to improve tractor-trailer truck traffic access to the industrial corridor, including the Chadwick Bay Industrial Park, from New York (NY) Route 60 (Bennett Road). Based upon further review of the project and related impacts it was determined that the scope of the project would be reduced to use an alignment that would be comprised of a combination of reconstruction of the existing portion of Talcott Street between NY Route 60 and CR 81, and the construction of a roadway on a new alignment, approximately 1000 meters through a previously disturbed, vacant area between CR 81 and CR 82. The improvements being considered will not have a significant impact on the environment. In light of the minimal environmental impacts a Categorical Exclusion with Documentation is being prepared to progress the project.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program.)

Authority: 23 U.S.C. 315; 23 CFR 771.123.

Issued on: February 24, 2009.

Jeffrey W. Kolb,

Division Administrator, Federal Highway Administration, Albany, New York.

[FR Doc. E9-4431 Filed 3-2-09; 8:45 am]

BILLING CODE 4910-22-P

DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

[Docket No. FMCSA-2008-0204]

Notice of Delay in Processing the Applications by American Trucking Associations, Inc. and the Massachusetts Department of Highways for a Preemption Determination Concerning the City of Boston's Hazardous Materials Routing Restrictions

AGENCY: Federal Motor Carrier Safety Administration (FMCSA), DOT.

ACTION: Notice.

SUMMARY: In accordance with statutory requirements, FMCSA is publishing a notice of delay in processing the American Trucking Associations, Inc.'s (ATA) and the Massachusetts Department of Highways' applications for a preemption determination concerning the City of Boston's restrictions regarding highway routing of certain hazardous materials. FMCSA is conducting fact-finding and legal analysis in response to the consolidated requests, and is delaying issuance of its determination in order to allow time for appropriate consideration of the issues raised by the applications.

FOR FURTHER INFORMATION CONTACT: James Simmons, Chief, Hazardous Materials Division (MC-ECH), (202) 493-0496; Federal Motor Carrier Safety Administration, 1200 New Jersey Avenue, SE., Washington, DC 20590, or at james.simmons@dot.gov.

SUPPLEMENTARY INFORMATION: ATA and the Massachusetts Department of Highways applied for an administrative determination concerning whether Federal hazardous material transportation law, 49 U.S.C. 5101 *et seq.*, and FMCSA regulations, 49 CFR part 397, preempt certain hazardous material routing requirements that have been established or modified by the City of Boston. FMCSA published notice of ATA's application in the **Federal Register** on August 8, 2008. 73 FR 46349. FMCSA published notice of Massachusetts Department of Highways' application in the **Federal Register** on September 2, 2008 (73 FR 51335), at which time both applications were consolidated into one docket.

Title 49 U.S.C. 5125(d) requires FMCSA to issue a decision on the preemption applications "within 180 days after the date of the publication of the notice of having received such application, or the Secretary shall publish a statement in the **Federal**